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Rule 57. Declaratory Judgments.

The procedure for obtaining a declaratory judgment pursuant to Ark. Code Ann. 16-111-101 through 16-111-111 shall be in accordance with these rules, and the right to trial by jury may be demanded under the circumstances and in the manner provided in Rules 38 and 39. The existence of another adequate remedy does not preclude a judgment for declaratory relief in cases where it is appropriate. The court may order a speedy hearing of an action for a declaratory judgment and may advance it on the calendar.

Reporter's Notes to Rule 57: - 1. Ark. Stat. Ann. 34-2501 [now see 16-111-103], with minor modifications, adopted the Uniform Declaratory Judgment Act. Rule 57 incorporates this statutory enactment by reference and does not effect any significant changes in Arkansas procedure.

2. Prior Arkansas law did not specifically authorize the advancement of declaratory judgment actions on the trial docket. Rule 57 recognizes, however, that some declaratory judgment actions involve matters of public interest and therefore gives the trial court discretion to advance such a case on the trial docket.

History Text:

History. Amended November 11, 1991, effective January 1, 1992

Associated Court Rules:

Rules of Civil Procedure

Group Title:

VII. Judgment

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